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October 11, 2017

VIA ECF

The Hon. Katherine B. Forrest
United States District Court
Southern District of New York
500 Pearl Street, Room 2230
New York, New York 10007

Re: Daniel Rivera v. Home Depot U.S.A., Inc., et. al.
Case Number: 1:16-cv-07552-KBF

Dear Judge Forrest:

We represent the Plaintiff, Mr. Daniel Rivera, in connection with the above-referenced matter.

We are in receipt of yesterday's Notice of Electronic Filing stating that a telephonic status conference with Your Honor has been scheduled in this matter for Friday, October 13, 2017 at 12:00 p.m.

On Friday, October 13th (and Saturday, October 14th), both days from 9:00 a.m. to 5:00 p.m., I am enrolled to attend the New York State Trial Lawyers Association - Labor Law Seminar held at the Hotel Pennsylvania at 401 7th Avenue, New York, NY.

As I will be engaged at the seminar on Friday and upon mutual consent of all parties after speaking with the attorneys (counsel for Defendant, Home Depot U.S.A., Inc., Henry Dieudonne, Esq. of D'Amato & Lynch and

The Hon. Katherine B. Forrest
United States District Court
Southern District of New York
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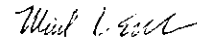
counsel for Third-Party Defendant, Bryan's Home Improvement Corp., Mike DeCarlo, Esq. of Connors & Connors, P.C.), we respectfully request of Your Honor, if possible, that a new date be selected for the status conference.

We would propose any of the below dates for the conference if these are amenable to Your Honor and the Court, in addition to any other dates that the Court selects:

October 20, 26, 27, 30; November 1, 3, 7

Thank you for Your Honor's consideration in this regard.

Respectfully submitted,



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cc: **VIA ECF**

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